

1 A. The parties' Federal Rules of Civil Procedure rule 26(f) telephonic meeting was
2 conducted on July 17, 2008, between David Axtmann, Victor Torres and Ezekiel Cortez at their
3 respective offices in San Diego.

4 B. *Pre-Discovery Disclosures:* The parties will exchange by August 15, 2008, the
5 information required by Federal Rules of Civil Procedure rule 26(a)(1).

6 C. *Case Management Schedule:* After consultation with the parties, the court will
7 set case management dates at the Case Management Conference on August 11, 2008. Those
8 dates established by the Case Management Schedule are binding deadlines in this case.

9 D. *Discovery Plan:* The parties jointly propose to the court the following discovery
10 plan outlining the scope and timing of discovery within the framework of the Case Management
11 Schedule.

12 1. Discovery on all liability issues and all damages in the case;

13 2. The number of interrogatories per party will be governed by Federal Rule
14 of Civil Procedure 33 and Local Civil Rule 33.1;

15 3. Production of documents, electronically stored information. And tangible
16 things, or entering onto land, for inspection and other purposes, shall be governed by Federal
17 Rule of Civil Procedure 34.

18 4. The parties will comply with Federal Rule of Civil Procedure 36 and
19 Local Civil Rule 36.1 regarding requests for admission.

20 5. Oral depositions shall be governed by Federal Rule of Civil Procedure 30.
21 A maximum of ten depositions by plaintiff, cross-complainant, and defendants, in addition to
22 expert depositions, except with leave of court as provided in Federal Rules of Civil Procedure,
23 rules 30.
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1 6. The sequence of depositions to be scheduled on a mutually convenient
2 basis for all parties and counsel with the goal of accommodating the scheduling needs of the
3 attorneys and the witness. When possible, percipient witnesses to precede expert witnesses.
4 Absent a stipulation of court order, a maximum of one day of seven hours for each deposition as
5 provided in Federal Rules of Civil Procedure rule 30(d).

6 7. The parties' experts will be designated as provided in the Order Setting
7 Case Management Schedule herein.

8 E. The parties will attempt to address issues early in the discovery process that
9 might promote early resolution or reduce the scope of the dispute. The parties will attempt to
10 identify protracted discovery issues and seek the court's guidance, if necessary.

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12 DATED: July 29, 2008

JOHN J. SANSONE, County Counsel

13 By S/ David G. Axtmann

14 DAVID G. AXTMANN, Senior Deputy
Attorneys for Defendants County of San Diego and
City of Vista

15 DATED: July 29, 2008

16 S/ Victor Manuel Torres

17 VICTOR MANUEL TORRES
Attorney for Plaintiff

18 DATED: July 29, 2008

19 S/ Genaro Lara

20 GENARO LARA
Attorney for Cross-Complainant